

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Courts – Location of the newly established Junior Civil Judge’s Court at Udayagiri, Nellore District in a private building on a monthly rent of Rs.8,000/- Orders issued by the High Court of Andhra Pradesh – Ratification – Orders – Issued.

LAW (LA&J—HOME-COURTS.A1) DEPARTMENT

G.O.Rt.No. 629

Dated: 06-04-2011.

Read :-

From the Registrar(M)APHC ROC No.28/2008-DII(B),
Dated:2.4.2008 and 6.6.2008.

ORDER:-

The Registrar (Management), High Court of Andhra Pradesh, has stated that the Government in G.O.Ms.No.297, Finance (SMPC) Department, dated:30-11-2007 have issued orders for establishment of independent Junior Civil Judge’s Court at Udayagiri, Nellore District apart from other Courts. He has also stated that the District & Sessions Judge, Nellore has stated that the District Collector, Nellore has proposed the go-down of the Agricultural Market Committee, Udayagiri for the location of the Court, which is behind the office of the Mandal Revenue Office, that, when the Principal District & Sessions Judge, Nellore and other Additional District Judges have inspected the said premises proposed by the District Collector is not fit for location of the Court, as it is in a dilapidated condition and renovation involved lot of expenditure, and further it will not serve the purpose since there are no sufficient rooms for accommodation and the roof is also not in good condition. He has further stated that the District & Sessions Judge, Nellore, further submitted that since there is no Government accommodation available, he has inspected a private accommodation belonging to Sri S.Sudhakara Reddy (in which earlier a hospital was run and presently it is vacant) and he has offered to give the said premises on rent for Rs.8,000/- p.m. and also to make necessary alterations, that in the said building there are seven rooms apart from a big hall of 43 feet with sufficient width that the owner has also undertaken to remove the walls in the existing rooms for purpose of holding the Court and that the District Judge is of the opinion that the above accommodation will meet all the requirements of establishing independent Junior Civil Judge’s Court, till a new Court building is constructed in the Government site.

2. She has further stated that, on a request made by the High Court, the District & Sessions Judge, Nellore has stated that, if the present accommodation is not accepted, there will be necessity of postponing the location of the permanent court till a new building is constructed and as there is no alternative, he feels that the offer made by the landlord for a sum of Rs.8,000/- per month is reasonable and that till recently a hospital was located in the said building by paying more than Rs.7,000/- per month as rent, and therefore requested the High Court to accord permission in this regard.

3. The Registrar (Management), has also stated that as per the delegation of powers contained in G.O.Ms.No.148, Finance & Planning (FW.Admn.I.TFR) Department, dated:21-10-2000, the High Court is having full powers to sanction payment of rent, according of plinth area values and rent assessed by the R& B Department, subject to the instructions issued in G.O.Ms.No.35, Finance & Planning (Fin.Wing.EBS.PWD) Department, dated:27-2-1997. In view of the above circumstances, the High Court through its proceedings order ROC No.28/08-DII (B), dated:1-4-2008 has accorded necessary sanction for payment of rent of Rs.8,000/- per month in respect of the private building for the location of Junior Civil Judge’s Court, Udayagiri in anticipation of ratification orders of the Government. He has further stated that, in a similar case, with regard to payment of rent at Rs.6,000/- per month in respect of the private building occupied by the Senior Civil Judge’s Court, Darsi, Prakasam District as suggested by the District Judge for which earlier rent was Rs.3,800/- on a request made by the High Court, the Government of A.P. vide G.O.Rt.No.1937, Law (LA&J-Home-Courts.A1) Department, dated:14-12-2001 issued ratifying the action of the High Court.

4. The Registrar (Management) has therefore requested the Government to issue necessary orders ratifying the action of the High Court in having accorded sanction for payment of rent at Rs.8,000/- per month, in view of the circumstances stated by the District & Sessions Judge, Nellore that no other private building is available for the location of Junior Civil Judge's Court at Udayagiri.

5. After careful examination of the matter, Government hereby ratifying the action of the High Court in having accorded sanction for payment of rent at Rs.8,000/- per month, in view of the circumstances stated by the District & Sessions Judge, Nellore that no other private building is available for the location of Junior Civil Judge's Court at Udayagiri, Nellore District.

6. The Registrar(Management), High Court of Andhra Pradesh, is requested to take further necessary action in the matter.

7. This order issues with the concurrence of Finance (Expr.PW) Department vide their U.O. No.007387-A/354/A2/Expr.PWD/10, dated:1.1.2011.

[BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH]

A.SHANKAR NARAYANA,
SECRETARY TO GOVERNMENT,
LEGISLATIVE AFFAIRS & JUSTICE.

To

The Registrar(Management), High Court of Andhra Pradesh, Hyderabad.

Copy to: The Finance (Expr.PW) Department.

Copy to: P.S. to Secretary to Government(LA&J).

Copy to: SF/SC.

// FORWARDED :: BY ORDER //

SECTION OFFICER.